AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claim 1 (currently amended): A biaxially stretched aliphatic polyester film comprising at least two layers;

one of said two layers comprising~~(layer A) containing~~ an amorphous polylactic acid resin and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) $\geqq$ (mass percentage of the crystalline polylactic acid resin);

the other of said two layers comprising~~(layer B) containing~~ an amorphous polylactic acid resin and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) < (mass percentage of the crystalline polylactic acid resin).

Claim 2 (currently amended): A biaxially stretched aliphatic polyester film comprising at least two layers;

one of said two layers comprising~~(layer A) containing~~ an amorphous polylactic acid resin, and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) $\geqq$ (mass percentage of the crystalline polylactic acid resin);

the other of said two layers comprising~~(layer B) containing~~ an amorphous polylactic acid resin, and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) < (mass percentage of the crystalline polylactic acid resin);

said amorphous polylactic acid resin contained in either of said two layers containing D-lactic acid and L-lactic acid in a weight ratio of 10/90 ≦ (D-lactic acid/L-lactic acid) ≦ 90/10.

said crystalline polylactic acid resin contained in either of said two layers containing D-lactic acid and L-lactic acid in a weight ratio of 0.5/99.5 ≦ (D-lactic acid/L-lactic acid) ≦ 6/94 or 99.5/0.5 ≧ (D-lactic acid/L-lactic acid) ≧ 94/6.

Claim 3 (currently amended): The aliphatic polyester film of claim 1 ~~or 2 which is used as a substrate of an aliphatic polyester film on which~~further comprising an inorganic deposited film ~~is~~ formed one of the at least two layers.

Claim 4 (currently amended): A method for forming an~~An~~ aliphatic polyester film comprising the steps of: ~~including an inorganic deposited layer and formed by~~

coextruding resins each forming one of layers A and B further comprising;~~,~~

providing an anchor coat on a~~the~~ surface of one of the layers;~~,~~ and forming an~~the~~ inorganic deposited layer on the anchor coat;

said layer A containing an amorphous polylactic acid resin and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) ≧ (mass percentage of the crystalline polylactic acid resin);

said layer B containing an amorphous polylactic acid resin and a crystalline polylactic acid resin so as to satisfy the relation: (mass percentage of the amorphous polylactic acid resin) < (mass percentage of the crystalline polylactic acid resin).

Claim 5 (currently amended): The method~~aliphatic polyester film~~ of claim 4, wherein after the coextrusion step, stretching the film ~~is stretched~~, prior to providing~~and then~~ the anchor coat ~~is provided~~.

Claim 6 (currently amended): The method~~aliphatic polyester film including the inorganic deposited film~~ of claim 4, wherein said inorganic deposited layer comprises~~film contains as a major component~~ at least one of aluminum, an alloy of mainly aluminum, silicon oxide, aluminum oxide, and a composite of aluminum oxide and silicon.

Claim 7 (currently amended): The method~~aliphatic polyester film including the inorganic deposited film~~ of claim 6, wherein said inorganic deposited film comprises~~contains~~ 90 to 99.8 mol% of aluminum, and 0.2 to 10.0 mol% of at least one of magnesium, silicon, tantalum, titanium, boron, calcium, barium, carbon and manganese.

Claim 8 (currently amended): A packaging material formed of the aliphatic polyester film including the inorganic deposited film forming by claim 4~~of any of claims 4 to 7~~.

Claim 9 (new): The aliphatic polyester film of claim 2 further comprising an inorganic deposited film formed on of the at least two layers.

Claim 10 (new): The aliphatic polyester film including the inorganic deposited film of claim 1 wherein said inorganic deposited film comprises at least one of aluminum, an alloy of mainly aluminum, silicon oxide, aluminum oxide, and a composite of aluminum oxide and silicon.

Claim 11 (new): The aliphatic polyester film including the inorganic deposited film of claim 10 wherein said inorganic deposited film contains 90 to 99.8 mol% of aluminum, and 0.2 to 10.0 mol% of at least one of magnesium, silicon, tantalum, titanium, boron, calcium, barium, carbon and manganese.

Claim 12 (new): The aliphatic polyester film including the inorganic deposited film of claim 2 wherein said inorganic deposited film comprises at least one of aluminum, an alloy of

mainly aluminum, silicon oxide, aluminum oxide, and a composite of aluminum oxide and silicon.

Claim 13 (new): The aliphatic polyester film including the inorganic deposited film of claim 12 wherein said inorganic deposited film contains 90 to 99.8 mol% of aluminum, and 0.2 to 10.0 mol% of at least one of magnesium, silicon, tantalum, titanium, boron, calcium, barium, carbon and manganese.